

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

---

Rafael Estrada-Heredia,

Civil No. 12-1157 (SRN/SER)

Petitioner,

v.

ORDER ADOPTING REPORT  
AND RECOMMENDATION

Eric Holder, United States Attorney  
General; Janet Napolitano, Secretary  
of Homeland Security; John Morton,  
or United States ICE Director for  
Minnesota; and Joel L. Brott, Sherburn  
County Sheriff, or Warden; Center of  
Immigration Detention

Respondents.

---

This matter is before the Court on the Report and Recommendation of United States Magistrate Judge Steven E. Rau. No objections to the Report and Recommendation were filed within the requisite time period. Based upon the foregoing and all of the files, records, and proceedings herein, **IT IS HEREBY ORDERED** that:

1. Estrada-Heredia's Petition for Writ of Habeas Corpus Pursuant to 28 U.S.C. § 2241 [Doc. No. 1] is DENIED as moot;
2. Estrada-Heredia's request for attorney's fees is DENIED; and
3. This action is DISMISSED with prejudice.

**LET JUDGMENT BE ENTERED ACCORDINGLY.**

Dated: October 11, 2012

s/Susan Richard Nelson  
SUSAN RICHARD NELSON  
United States District Judge